

Declaratory Res. No. 521

For the condemnation of a
right-of-way for sewerage
purposes across, through
and under portions of Lots Nos.
16, 17, 18, 19, 20, 21 and 22, P.
Nassbaum's Amended Addition.

Adopted - May 7th, 1925

Confirmed - May 28th, 1925

Asst. Toll of B & D. Approved
September 24th, 1925

Asst. Toll of B. & D. Confirmed
October 15th, 1925

COMPLETED

October 15th, 1925.



SINGMASTER PRINTING CO. FORT WAYNE, IND.

Check

DECLARATORY RESOLUTION NO. 521-1925.

For the condemnation of a right of way for sewerage purposes across, through and under portions of Lots Numbered 16, 17, 18, 19, 20, 21 and 22 P. Nussbaum's Amended Addition.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to condemn for sewerage purposes a right of way across, through and under portions of Lots Numbered 16, 17, 18, 19, 20, 21 and 22 P. Nussbaum's Amended Addition.

All as shown by a plan of such proposed condemnation of a right of way for sewerage purposes as above described now on file in the office of the Department of Public Works of said City.

The property which may be injuriously or beneficially affected by the condemnation of the above described portions of lots for a right of way for sewerage purposes is described as all lots and lands lying South of Nussbaum Avenue, West of the alley West of Spy Run Avenue, North of the alley South of Nussbaum Avenue and East of Spy Run Creek.

The cost of said condemning of a right of way for sewerage purposes as above described and all expenses connected therewith shall be assessed against the property beneficially affected thereby.

All of the above described streets and alleys and lots and lands affected by the above described condemnation of a right of way for sewerage purposes being situated in the Southeast Quarter of Section 35, Township 30 North, Range 12 East and within the corporate limits of the City of Fort Wayne, Indiana.

Adopted this 7th day of May, 1925.

Attest:

Andrew J. Kelly
Secretary
SECY DEPT OF
PUBLIC WORKS

John B. Koch
Alb. Bengt
James L. Brown
Board of Public Works.

46.5	34.5	32	33	32	32	32	32	33.5	29'
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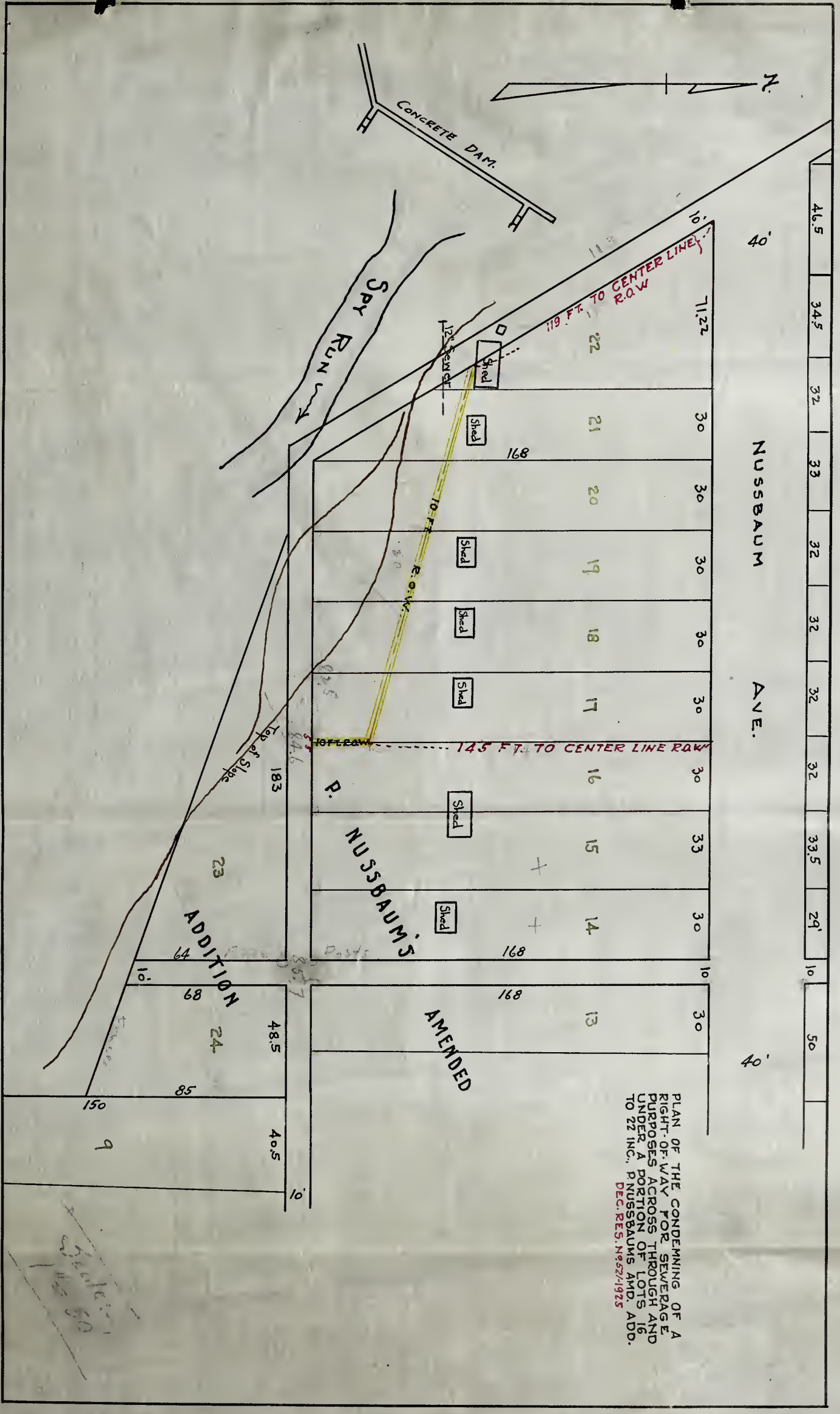
40'

NUSSBAUM AVE.

40'

10	50
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PLAN OF THE CONDEMNING OF A
RIGHT-OF-WAY FOR SEWERAGE
PURPOSES ACROSS THROUGH AND
UNDER A PORTION OF LOTS 16
TO 22 INC., NUSSBAUMS AMD. ADD.
DEC. RES. N 952/1925



6.5' Building Plot 21, 24

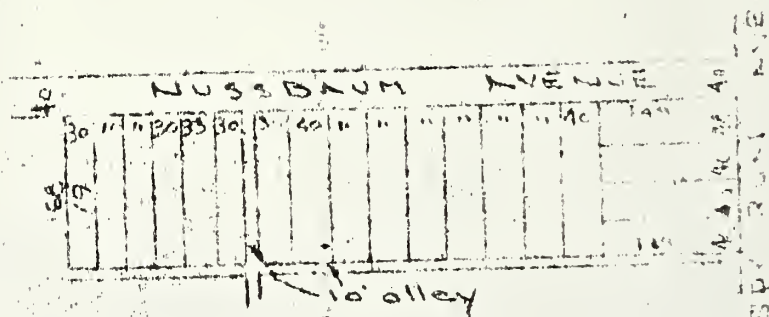
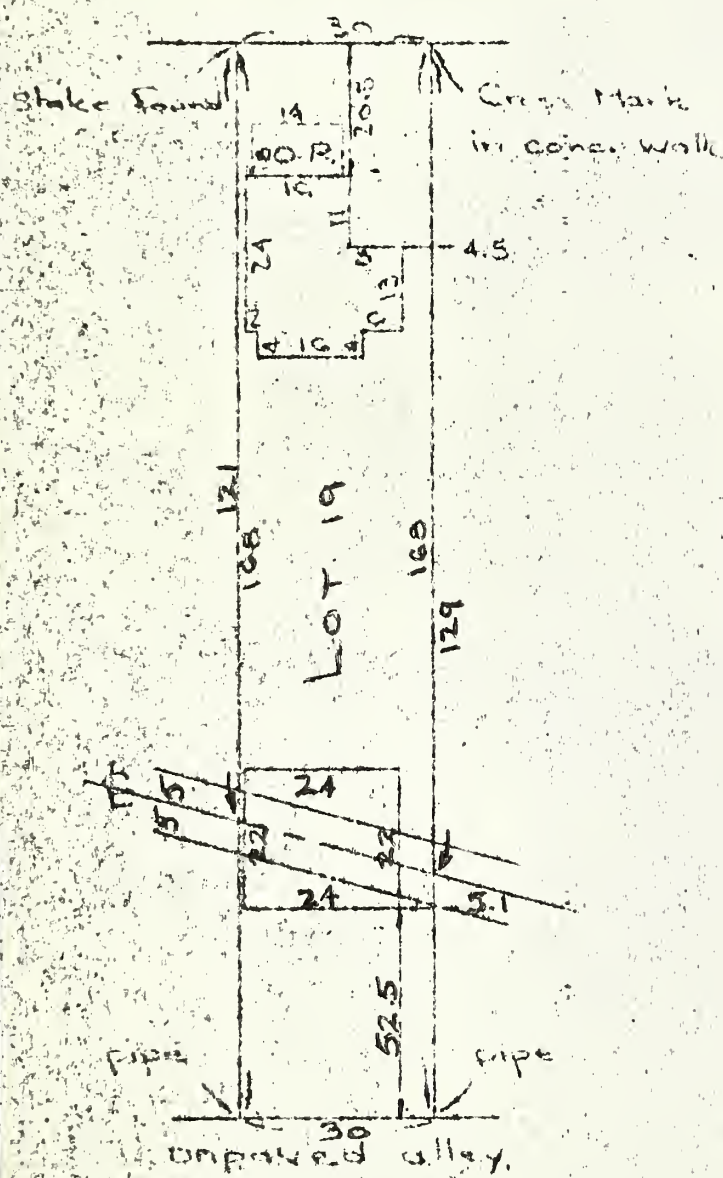
Registered in India as
No. 3761
No. 10074

DESCRIPTION OF PROPERTY Lot No. 19 in P. Nussbaum's Amended Addition to the city of Fort Wayne, Indiana commonly known as 342 Nussbaum Avenue.

DESCRIPTION OF PROPERTY Lot No. 19 in P. Nussbaum's Amended Addition to the city of Fort Wayne, Indiana commonly known as 342 Nussbaum Avenue.

31-12-35D

NO 33 E 177 AVE.



Congdon
For Mueller

IN WITNESS WHEREOF, I place my hand and
20 September 68
real, this day of 19

Bernard F. Kapp

Disco

City of Fort Wayne



ENGINEERING DEPARTMENT

FORT WAYNE, INDIANA

425 SOUTH CALHOUN STREET

October 10, 1968

Board of Public Works
City Hall

Subject: 342 Nussbaum Avenue - Sewer Easement

Gentlemen:

It has recently been brought to my attention that the garage at the above address, which is located on lot numbered 19 in P. Nussbaum's Amended Addition, is located over an existing 10-foot easement which was condemned by the City under Declaratory Resolution 521-1925.

There is an existing 12-inch sewer in this easement which serves the three lots immediately to the West of the above property. The present owner, Mr. Mueller, has requested a letter indicating what effect this easement has on his property. I pointed out to Mr. Mueller that it is my opinion that if a problem should occur on this sewer line, that maintenance and/or repair could probably be accomplished without damaging his garage.

I further pointed out that the possibility of any problem occurring is rather remote, in light of the fact that this sewer only serves the three properties to the West of his lot. I added that if the situation arose where it indicated that a complete new sewer must be constructed, the City would probably choose a route in the existing alley inasmuch as there would be fewer obstacles for construction and this in turn would allow for the abandonment of the present line.

I point out that it is impossible to guarantee what course of action would be pursued in the event of a failure or problem on this sewer. However, I feel the above represents the course of action based on previous experiences in similar situations.

Yours truly,

Ron Bonar
Ron Bonar
Chief Sewer Engineer

gk

cc: Mr. W. H. Meitz

ATTEST:

Kenneth J. Meitz
Clerk, Board of Public Works

APPROVED
Charles L. Krenzel
Charles L. Krenzel
DATE

Copy of this letter is filed with Declaratory Res. No. 521-1925, dated October 14, 1968.

